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THOMAS F. MCFARLAND

October 26, 2011

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Ms. Cynthia T. Brown, Chief  
Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, DC 20024

Re: Finance Docket No. 35558, *Utah Southern Railroad Company LLC -- Acquisition and Operation Exemption -- Iron Bull Railroad Company, LLC*

Dear Ms. Brown:

In a conversation today with Board Staff representative, Ms. Jessica Caine, I was notified that the Board intends to treat the recently-filed Notice of Exemption in the above proceeding as a Notice of Exemption for Change in Operators under 49 C.F.R. § 1150.31(a)(3).

This is to certify that CML Metals Corporation, the sole shipper located on the involved rail line, has been notified of the change in operators from Iron Bull Railroad Company, LLC to Utah Southern Railroad Company, LLC, and does not object to that change.

Very truly yours,

*Thomas F. McFarland*

Thomas F. McFarland  
*Attorney for Utah Southern  
Railroad Company, LLC*



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SUBSCRIBED and SWORN to before me this 26<sup>th</sup> day of October, 2011

*Kathleen Lenihan*

Notary Public

My commission expires: 2/5/2014

THOMAS F. MCFARLAND

Ms. Cynthia T. Brown, Chief

October 26, 2011

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cc: *(by e-mail)*

Bret Randall, Esq., Attorney for CML Metals Corporation

Mr. Mike Root, Utah Southern Railroad Company, LLC